(b) whether the inquiry by the Commission to find out the circumstances which led to death of Rajan Pillai while in custody has been completed;

(c) if so, the outcome thereof alongwith the action taken by the Government thereon;

(d) if not, the reasons for the delay; and

(e) the time by which the inquiry is likely to be completed?

THE MINISTER OF HOME AFFAIRS (SHRI INDRAJIT GUPTA): (a) The terms of reference of Justice Leila Seth Commission of Inquiry are as under:—

(i) to ascertain the circumstances and sequence of events including deterioration in the physical condition of Shri Rajan Pillai leading to his death;

(ii) to ascertain the adequacy of the treatment given to him by the Jail Medical Officer and doctors in Deen Dayal Upadhyay Hospital in the context of the history of his past illness;

(iii) to ascertain the adequacy and promptness of response of the doctor(s) and other authorities both in the Jail and DDU Hospital when the health of Shri Rajan Pillai deteriorated;

(iv) to ascertain whether there was any negligence on the part of any authority and to fix responsibility for the same;

(v) to suggest remedial measures in connection with medical care for prisoners in jail; and

(vi) any other matter relevant to the incident.

(b) No, Sir.

(c) Does not arise.

(d) The delay in the completion of the inquiry is mainly due to non-availability of two key witnesses including the widow of late Rajan Pillai for cross examination.

(e) The Commission has been asked to give its report by 30.10.1996.

Nutritional Garden in Goa

4932. SHRI CHURCHILL ALEMAO: Will the Minister of AGRICULTURE be pleased to state:

(a) whether the Government have received any request from the State Government of Goa for the continuation of the Establishment of Nutritional Gardens in the Rural areas in 1996-97; and

(b) if so, the time by which the approval for this purpose is likely to be granted?

THE MINISTER OF AGRICULTURE (EXCLUDING THE DEPARTMENT OF ANIMAL HUSBANDRY AND DAIRYING) (SHRI CHATURANAN MISHRA): (a) Yes, Sir.

(b) "The Establishment of Nutritional Gardens in Rural Areas" is an on going scheme of National Horticulture Board and will continue till the end of 8th Plan. A proposal for 1996-97 from Goa State Department of Agriculture had been received by the Board, which was returned to the State Government for appropriate revision as per the norms of the scheme. The Board will take action as soon as the revised proposal is received.

Tenders by Railways

4933. SHRI JAGDAMBI PRASAD YADAV: Will the Minister of RAILWAYS be pleased to state:

(a) whether the Railways Board has directed General Managers of the Zonal Railways that whole calculating increase in handling rates, the base rate will be the month of opening of tenders;

(b) whether the Railways had incorporated Escalation Clause in all Goods/Parcels handling agreements which were in force before November 19, 1993 or thereafter;

(c) the labour rate on the date of opening of tenders for Goods and Parcels handling contracts at different stations falling under the Itwari and Gondia group of stations in the year 1990;

(d) whether labour rates were mentioned in the agreement at the time of execution of the same; and

(e) if not, the reasons therefor?

THE MINISTER OF STATE IN THE MINISTRY OF RAILWAYS (SHRI SATPAL MAHARAJ): (a) Yes, Sir.

(b) No escalation clause was included in the Agreement commencing before 17.11.93. The Clause has been incorporated in agreement entered into after 17.11.93 where the period of contract is 3 years and above.

(c) The average labour rate for Itwari Group of Stations was Rs. 33.15 paise. During 1990 no tender was opened for Gondia Group of station.

(d) and (e) No, Sir. There is no provision for mentioning labour rate in the agreement.

[Translation]

Shifting of Mughalsarai Division to Gaya

4934. SHRI DHIRENDRA AGARWAL: Will the Minister of RAILWAYS be pleased to state:

(a) whether the Government propose to shift Mughalsarai Divisional Office to Gaya;

(b) if so, the reasons therefor; and